

1 Introduced by the Council President at the request of the Mayor and  
2 Co-Sponsored by Council Member Lahnen and amended by the  
3 Transportation, Energy and Utilities Committee:  
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6 **ORDINANCE 2024-205-E**

7 AN ORDINANCE CLOSING AND ABANDONING AND/OR  
8 DISCLAIMING AN OPENED AND IMPROVED PORTION OF  
9 THE NORTH ENTRANCE ROAD (ALUMNI WAY) RIGHT-OF-  
10 WAY, AS RECORDED IN OFFICIAL RECORDS BOOK 3035,  
11 PAGE 41 AND OFFICIAL RECORDS BOOK 3073, PAGE  
12 731, OF THE CURRENT PUBLIC RECORDS OF DUVAL  
13 COUNTY, FLORIDA, LOCATED IN COUNCIL DISTRICT 3,  
14 AT THE REQUEST OF THE UNIVERSITY OF NORTH  
15 FLORIDA BOARD OF TRUSTEES; SUBJECT TO  
16 RESERVATION UNTO JEA OF A NON-EXCLUSIVE ALL  
17 UTILITIES, FACILITIES AND ACCESS EASEMENT OVER  
18 THE CLOSURE AREA; PROVIDING FOR APPROVAL SUBJECT  
19 TO CONDITIONS; PROVIDING AN EFFECTIVE DATE.  
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21 **BE IT ORDAINED** by the Council of the City of Jacksonville:

22 **Section 1. Closure and Abandonment.** An opened and improved  
23 portion of the North Entrance Road (Alumni Way) right-of-way, as  
24 recorded in Official Records Book 3035, Page 41 and Official Records  
25 Book 3073, Page 731, of the current public records of Duval County,  
26 Florida, located in Council District 3, a depiction and description  
27 of which is attached hereto as **Exhibit 1** and incorporated herein by  
28 this reference, is hereby closed and abandoned and/or disclaimed at  
29 the request of the University of North Florida Board of Trustees (the  
30 "Applicant") with the approval of the State of Florida Department of  
31 Environmental Protection, as agent for and on behalf of, the Board

1 of the Trustees of the Internal Improvement Trust Fund of the State  
2 of Florida; provided however, there is reserved unto JEA a  
3 non-exclusive all utilities, facilities and access easement on, over,  
4 under, through and across the closure area for ingress and egress and  
5 for all utilities and facilities, so as to provide JEA with continued  
6 access to repair and maintain its utilities and facilities in the  
7 area.

8 The Applicant has paid the closure with encroachment application  
9 fee of \$2,607.00 and this sum has been deposited into the City's  
10 General Fund. This closure request was reviewed and approved by the  
11 various city, state, and utility agencies that might have an interest  
12 in the right-of-way and there were no objections to the Applicant's  
13 request.

14 **Section 2. Purpose.** The Applicant is the lessee under a  
15 sublease from the Board of Trustees of the Internal Improvement Trust  
16 Fund of the State of Florida, the fee simple owner of the real  
17 property on which the closure area is located (R.E. No. 167458-0020),  
18 and has requested this closure to connect properties within this  
19 parcel together for university educational, athletic and auxiliary  
20 uses.

21 **Section 3. Hold Harmless Covenant.** The closure and  
22 abandonment by the City of its interests in the right-of-way is  
23 subject to Applicant's execution and delivery to the City of a Hold  
24 Harmless Covenant, in substantially the same form attached hereto as  
25 **Exhibit 2** and incorporated herein by this reference. Accordingly, the  
26 closure and abandonment of the right-of-way shall not be recorded in  
27 the public records until execution and delivery to the City by the  
28 Applicant of the required Hold Harmless Covenant.

29 **Section 4. Effective Date.** This Ordinance shall become  
30 effective upon signature by the Mayor or upon becoming effective  
31 without the Mayor's signature.

1 Form Approved:

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3           /s/ Mary E. Staffopoulos          

4 Office of General Counsel

5 Legislation Prepared By: Joelle J. Dillard

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